

Express Mail" Mailing Label No. EL541613655US .

PATENT
Docket No. H 3722 PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of
Daute, et al.

Serial No. 09/807,165 Examiner:
Filed: 07/02/01 Art Unit:
PCT/EP99/07274
International Filing Date: October 1, 1999
Priority Date Claimed: October 10, 1998
TITLE: ADDITIVES FOR PROCESSING PLASTICS

TRANSMITTAL OF DECLARATION
UNDER 37 CFR SECTION 1.494/5(c)

Commissioner for Patents
Box PCT
Washington, D.C. 20231

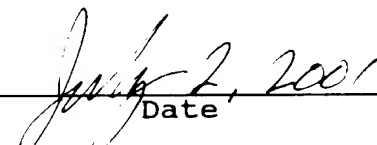
Attn: Pat Booker
DO/EO/US

Sir:

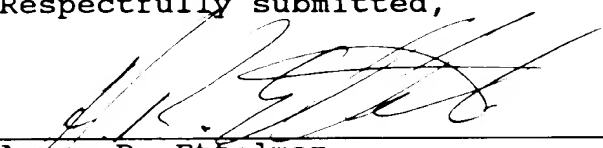
No original declaration or oath was filed earlier herein. Accordingly, enclosed is the original declaration or oath for this application.

Please charge our **Deposit Account No. 50-1177** in the amount of **\$130.00** as prescribed by 37 CFR 1.492(e) for the surcharge and processing fee for filing a declaration on a date later than 20/30 months after the priority date of the application. A triplicate of this sheet is enclosed along with an executed declaration. **Order No. 01-0402**. Authorization is also granted to charge any deficiency to Deposit Account 50-1177.

Respectfully submitted,



Date



Aaron R. Ettelman
(Reg. No. 42,516)
Attorney for Applicants
(610) 278-4930

Cognis Corporation, Patent Dept.
2500 Renaissance Blvd., Suite 200
Gulph Mills, PA 19406

ARE/ras



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED HENKEL LAW DEPT
ACTION INFO

ALC

REC'D MAY 03 2001

DUE
FILE

U.S. APPLICATION NO. 09/807165 FIRST NAMED APPLICANT DAUTE P ATTY. DOCKET NO. H 3722 PCT/U
INTERNATIONAL APPLICATION NO. PCT/EP99/07274

COGNIS CORPORATION
2530 RENAISSANCE BOULEVARD SUITE 200
GULPH MILLS, PA 19406

LA FILING DATE 01 OCT 99 PRIORITY DATE 10 OCT 98

DATE MAILED 30 APR 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- ☒ U.S. Basic National Fee. ☐ Indication of Small Entity Status.
- ☒ Copy of the international application. ☒ Translation of the international application into English.
- ☒ Oath or Declaration of inventor(s). ☐ Translation of Article 19 amendments into English.
- ☐ Copy of Article 19 amendments. ☐ Other:
- ☐ Priority Document.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- ☐ U.S. Basic National Fee. ☐ Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$_____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed ☐ PCT DO EO 917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT DO EO 920

Pat Booker, Paralegal

IRM PCT DO EO 905 (March 2001)

Telephone: 703-305-3738